



7020-02

## **INTERNATIONAL TRADE COMMISSION**

**[Investigation No. 337-TA-1166]**

### **Certain Foodservice Equipment and Components Thereof; Institution of Investigation**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on May 30, 2019, under section 337 of the Tariff Act of 1930, as amended, on behalf of Illinois Tool Works, Inc. of Glenview, Illinois; Vesta Global Limited of Hong Kong; Vesta (Guangzhou) Catering Equipment Co., Ltd. of China; and Admiral Craft Equipment Corp. of Westbury, New York. A letter supplement was filed on June 14, 2019. The supplemented complaint alleges violations of section 337 based upon in the importation of articles into the United States, or in the sale of such articles by the owner, importer, or consignee of certain foodservice equipment and components thereof by reason of misappropriation of trade secrets and unfair competition through tortious interference with contractual relationships, the threat or effect of which is to destroy or substantially injure a domestic industry.

The complainants request that the Commission institute an investigation and, after the investigation, issue a limited exclusion order and cease and desist orders.

**ADDRESSES:** The complaint, except for any confidential information contained therein, is available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Room 112, Washington, D.C. 20436, telephone (202) 205-2000. Hearing impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on (202) 205-1810. Persons with mobility impairments who will need special assistance in gaining

access to the Commission should contact the Office of the Secretary at (202) 205-2000. General information concerning the Commission may also be obtained by accessing its internet server at <https://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>.

**FOR FURTHER INFORMATION CONTACT:** Pathenia M. Proctor, The Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-2560.

**SUPPLEMENTARY INFORMATION:**

**Authority:** The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 C.F.R. 210.10 (2019).

**Scope of Investigation:** Having considered the complaint, the U.S. International Trade Commission, on June 26, 2019, ORDERED THAT –

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine whether there is a violation of subsection (a)(1)(A) of section 337 in the importation of articles into the United States, or in the sale of such articles by the owner, importer, or consignee, of certain products identified in paragraph (2) by reason of misappropriation of trade secrets or unfair competition through tortious interference with contractual relationships, the threat or effect of which is to destroy or substantially injure an industry in the United States;

(2) Pursuant to section 210.10(b)(1) of the Commission's Rules of Practice and Procedure, 19 C.F.R. 210.10(b)(1), the plain language description of the accused products or category of accused products, which defines the scope of the investigation, is “commercial

kitchen equipment and components thereof for use in restaurants, bars, cafes, cafeterias, or the like”;

(3) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainants are:

Illinois Tool Works Inc.

155 Harlem Avenue

Glenview, IL 60025

Vesta Global Limited

Unit 902 9F

113 Argyle Street

Mong Kok, Kowloon

Hong Kong

Vesta (Guangzhou) Catering Equipment

Co., Ltd.

43 South Lianglong Street,

Huashan town, Huadu District

Guangzhou, China 510880

Admiral Craft Equipment Corp.

800 Shames Drive

Westbury, NY 11590

(b) The respondents are the following entities alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Guangzhou Rebenet Catering Equipment

Manufacturing Co., Ltd.

101, 9 Jintian Industrial Road, Huadong

Town, Huadu District, Guangzhou,

China 510890

Zhou Hao

Team 3, Xihe Village,

Yankou Town, Xixiang County, Shaanxi

Province, China 723502

Aceplus International Limited (aka Ace

Plus International Ltd.)

Rm. 1104, Fuli Tianhe Commercial

Building, #4 HuaTing Road

Guangzhou, China 510610

Guangzhou Liangsheng Trading Co., Ltd.

Rm. 1104, Fuli Tianhe Commercial

Building, #4 HuaTing Road

Guangzhou, China 510610

Zeng Zhaoliang

Room 1104, Fuli Tian He Shang Mao

Building,

No. 4, Tian He Bei Lin He Dong Hua

Ting Road, Guangzhou

Guangdong Province, China 510610

(c) The Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, S.W., Suite 401, Washington, D.C. 20436; and

(4) For the investigation so instituted, the Chief Administrative Law Judge, U.S. International Trade Commission, shall designate the presiding Administrative Law Judge.

Responses to the complaint and the notice of investigation must be submitted by the named respondents in accordance with section 210.13 of the Commission's Rules of Practice and Procedure, 19 C.F.R. 210.13. Pursuant to 19 C.F.R. 201.16(e) and 210.13(a), such responses will be considered by the Commission if received not later than 20 days after the date of service by the Commission of the complaint and the notice of investigation. Extensions of time for submitting responses to the complaint and the notice of investigation will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter an initial determination and a final determination containing such findings, and may result in the issuance of an exclusion order or a cease and desist order or both directed against the respondent.

By order of the Commission.

Issued: June 27, 2019.

Lisa Barton,  
Secretary to the Commission.

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